

GERMAN CRUISER KARLSRUHE IS SUNK

Disquiet Continues to Spread in the Balkan Territory

JUDGMENT AGAINST TONOPAH M. CO. IN FAVOR OF SEWER COMPANY RENDERED BY JUDGE AVERILL

The following opinion was handed down today by Judge Averill in the matter of the Tonopah Sewer and Drainage company versus The Tonopah Mining company of Nevada, the opinion being reproduced in condensed form:

The important contention in this case, and the only one of any consequence as a question of law, is whether the statute of limitations applies in favor of the Tonopah Mining company. The theory of the statute is that if a man neglects to collect upon a contract, obligation, etc., under which money has become due him four years before he makes his demand (or for the period fixed by the statute), it may be assumed that he was paid, that he considered himself paid, that he did not care to be paid, or that for some reason he was not entitled to be paid. The last three of these assumed reasons have some application here. Thus, it may readily be assumed that for a long time the sewer company considered itself paid, or did not care to be paid, or was not entitled to be paid, under the circumstances that existed.

The conclusion reached, therefore, is that the statute operated on all but one of the demands, which is hereafter discussed, and that the sewer company can collect for only the four years preceding the commencement of this suit, June 10, 1914, beginning with and including June, 1910.

Under the circumstances of this case, the Tonopah company should not be held to pay for the vacancy periods in some of its properties using the sewer. The amounts due are the following:

On house No. 3, 51 months at \$3	\$153.00
On house No. 4, 38 1/2 months at \$3	115.50
On house No. 9, etc., 51 months at \$10	510.00
On Mizpah change room, 51 months at \$5	255.00
On sub-station, 34 months at \$5	170.00
Total	\$1,203.50

One item, relating to the pumping from the Silver Top workings, re-

(Continued on Page 4.)

MONTANA DEVELOPING AND IN WAIT OF IMPROVED ORE SETTLEMENTS

There are large reserves of ore in the Montana mine that would be unprofitable to work at the present price of silver, but which would yield a neat return if the white metal were back at 60 cents an ounce. For this reason the management is not extracting ore nor operating its mill, but will resume both operations when the white metal again reaches a point of profit. Meanwhile development work is being carried on in the first, second, fourth and fifth levels and excellent bodies of ore are being opened, particularly on the second and fourth levels. There are large reserves of ore in the mine which will be made available as soon as silver nears the sixty cent mark, but meanwhile the company will continue its exploration work. It will be several weeks before any definite announcement will be given out as to the resumption of activity in the mill and in the stope.

JUDGMENT TAKEN BY DEFAULT IN COURT

CIVIL ACTION DECIDED WHEN NO REPRESENTATION APPEARED BY DEFENDANT

The case of Louie King versus Rudolph Parker was argued yesterday in Justice Dunseath's court and judgment was rendered for the plaintiff. This was an action in which five feet of frontage on St. Patrick street was in dispute. The case was called for Saturday afternoon, but the defendant was not present, nor was he represented by counsel, hence a default was entered in the court. However, the case was reopened for argument yesterday, after which judgment was given in favor of the plaintiff.

BOOTH PICKS UP THE LAGUNA FAULT

JUMBO EXTENSION BREAKS THROUGH FOR AIR AND WILL HUNT BLACK SULPHIDES

A wire from Goldfield this morning to the Chas. S. Sprague Investment company's office stated that the air raise from the 563D of the Jumbo Extension broke through to the C raise. Drifting will begin east and west from the D raise for the purpose of locating the downward extension of the black sulphide ore which was caught on the previous raise. The same wire reported that the Booth has picked up the faulted vein of the Laguna, which will probably be carried through to Columbia Mountain.

JUDGE H. F. BARTINE IS REAPPOINTED

CARSON CITY, Jan. 12.—Hon. H. F. Bartine was reappointed chairman of the Nevada railroad commission at a meeting of the appointing commission. There were three other applicants for the position, but their names were not made public by the board. The appointing board consists of Governor Boyle, Attorney-General Thatcher and Lieutenant-Governor Sullivan. Judge Bartine has been chairman of the railroad commission since its creation and has presented most of the Nevada rate cases heard by the interstate commerce commission, including the celebrated "Reno rate case."

WELL KNOWN MINING MAN LOCATES HERE

Charles Huber, a mining man of Rawhide, arrived in Tonopah yesterday and will make this city his home. His headquarters will be at the Mizpah hotel. Mr. Huber has been engaged in the mining business in Nevada for the past 10 years, coming here from Montana, where he was engaged for nine years previously.

TODAY AND A YEAR AGO.

Official readings of the thermometer by the United States observer at Tonopah:	
1915	1914
5 a. m.	24
9 a. m.	22
12 noon	30
2 p. m.	33

GOOD POLICEMEN AND BUTCHERS BUT POOR WIVES

CONGRESSMAN POINTS FUN AT MEASURE FOR NATION-WIDE WOMAN SUFFRAGE

(By Associated Press.)
WASHINGTON, Jan. 12.—After an hour's debate the house adopted, by a vote of 209 to 31, the special rule for considering the proposed constitutional amendment for woman suffrage, and then began six hours of actual debate before voting on whether or not to submit the resolution to the states for ratification. The vote favors the rule but this is not indicative of a sentiment for the resolution. Many voted for the rule in order to bring the question up, but announced their intention to vote against the resolution. "The question is the gravest this body has had to consider," said Mr. Underwood. He insisted upon the right of the states to control franchises. Mr. Webb said that suffrage is more or less a fad. Mr. Dies opposed. "No doubt if women wielded the cleaver in the meat stall we would get cleaner beefsteaks," said Dies, "but who wants to court a butcher? Undoubtedly women make good peace officers, but who wants to marry a policeman?"

AMERICAN WEDDINGS IN LONDON ARE RARE

ISSUANCE OF SPECIAL LICENSES HAS SEEMINGLY PASSED INTO HISTORY

(By Associated Press.)
LONDON, Jan. 12.—American weddings in London are now very rare and the usual number of holiday weddings among Americans traveling in England were lacking. There are few Americans in England now outside of the regular colony and furthermore the church of England has shown a disposition to discourage the issuance of licenses to non-residents who desire to waive the formality of church regulations and have a license granted without the reading of banns and other preliminaries which consume at least two weeks. At one time Americans were much given to seeking these special licenses and arranging weddings in great haste. The bishop of Canterbury grants such licenses to Englishmen only when there are urgent reasons, such as illness or unexpected military or naval orders which would make it impossible to comply with the church's regular requirements. In the case of Americans or other foreigners desiring to marry in England the same consideration will be shown in an extreme emergency that is shown to Englishmen, but the church has made very clear its unwillingness to issue special licenses simply because the parties to the marriage do not want to comply with the regular requirements. Within the last twelve months only one special license has been granted to Americans.

INAUGURATION MARRED BY EXPLOSION OF BOMB

(By Associated Press.)
COLUMBUS, O., Jan. 12.—The inaugural ceremonies were marred yesterday afternoon by the explosion of a balloon bomb, which caused probable fatal injury to Col. George Zwerner, state arsenal keeper. The bomb exploded prematurely. One side of Col. Zwerner's face was mutilated. Surgeons said his chances of recovery were slight.

WILSON DECLINES TO STATE THAT HE WILL RUN ANY MORE

SAYS THAT HIS REMARKS AT INDIANAPOLIS REFERRED TO THE FUTURE.

(By Associated Press.)
WASHINGTON, Jan. 12.—President Wilson said that he was not thinking of announcing his candidacy for 1916 when he made the statement at Indianapolis that the people might have a chance to judge his case. The audience and the press interpreted this as a hint that he would be a candidate for renomination. President Wilson explained today that he had in mind the future generations that would pass upon his acts as president. He refused to discuss the question of his candidacy.

BOBLED "CREWS" DECIMATED BY WAR

ENGLISH SPORTSMEN NOT FOUND AT ST. MORITZ THIS SEASON

(By Associated Press.)
GENEVA, Jan. 12.—The famous Cresta bob-sleigh run at St. Moritz will never again see many of its well known "lee jockeys," whose exploits excited interest among the visitors, including the Crown Prince of Germany and the heir to the Austrian throne. "The Grand National" bob-sleigh "crews," composed in a great part of English officers, have been decimated by war. During the retreat of the Marne and the advance to the Aisne, Capt. Bentley, Capt. R. S. Dawson and Lieut. E. Suick were killed and Capt. J. Webb-Bowen was seriously wounded. All four of them steered bob-sleighs to victory in the Grand National, several winters beating the crown prince with his German crew. Among the wounded officers are Captain Stutt, the well known Alpinist and skier, Captain Abercromby, a daring Cresta Run rider, and young Lord Carberry, who revolutionized bob-sleighing at St. Moritz by introducing the prone position of the crew. St. Moritz will be "dead" this winter and perhaps for many winters without the elite of its English sportsmen. The Crown Prince of Germany was personal friend of all the English officers mentioned, and on frequent occasions during his winter visits to St. Moritz in the last five years, they were his guests at dinners and luncheons.

HIGH DEATH ROLL IS AVERTED BY U. S. FUND

(By Associated Press.)
LONDON, Jan. 12.—The Jewish Chronicle's Jaffa, Palestine, correspondent, who has just been expelled from the country, wires his paper from Alexandria that the Jewish colonists in Palestine are in deplorable condition. "There would have been a high death roll," the correspondent adds, "except for the invaluable work of the American relief fund."

LABOR MEN MEET TO DISCUSS LEGISLATION

Thomas M. Fagan, delegate from Tonopah Miners' union, No. 121, W. F. M., returned this morning from Carson City, where he attended a labor conference called by Governor Boyle to consider bills and measures beneficial to the working man to be presented to the incoming legislature. There were delegates present from all parts of the state. Mr. Fagan will render a report at the next meeting of the local union.

BATTLES RAGING IN ALSACE AND FRANCE FOR STRATEGIC POINTS; FIGHTING CONTINUES IN POLAND

(By Associated Press.)
LONDON, Jan. 12.—In view of the predicted entrance into the war of Roumania and perhaps of Italy, interest attaches to dispatches indicating that disquiet in the Balkans is spreading. Italy may be called upon to resort to arms if Albania enters the field. Insurgents are said to be bringing up arms to direct against Durazzo, which was recently occupied by the allies. Serbia's aspirations have expanded since her victory over the Austrians. She insists that she must receive Bosnia, Herzegovina and Dalmatia. Italy has sent troops to the Italian islands in the Aegean archipelago which she is fortifying.

(By Associated Press.)
BERLIN, Jan. 12.—In the battles on the eastern side of Argonne since January 8 the Germans took 1600 prisoners, including General Malfior and three captains. The French losses in killed and wounded were 3500. Severe fighting is proceeding for possession of the heights south of Cernay in Upper Alsace, which is now in the hands of the Germans. The French were repulsed last night with heavy losses.

(By Associated Press.)
PETROGRAD, Jan. 12.—The German cruiser Bremen has arrived at Wilhelmshaven badly damaged by a mine.

(By Associated Press.)
MONTREAL, Jan. 12.—Detailed description of the naval battle off Grenada, in the British West Indies, is given in a letter from an eye witness who asserts that the German cruiser Karlsruhe participated and was sunk.

(By Associated Press.)
LONDON, Jan. 12.—Four distinct battles in France and Alsace are raging. The most important fighting is near Perthes, where it involves railroads. The Germans assert that the French have been driven back with heavy losses. Desultory fighting continues in Poland.

(By Associated Press.)
ROME, Jan. 12.—Turkey has agreed to the demands of Italy in connection with the Hodeida incident. According to a report, Turkey has ordered the release of British Vice-Consul Richardson, who was arrested at the Italian consulate at Hodeida. Turkey has promised to punish the soldiers who broke into the consulate, and to salute the Italian flag.

(By Associated Press.)
PARIS, Jan. 12.—Germany and Turkey have signed a treaty, according to a dispatch. Germany will supply munitions of war and money, and each agrees not to conclude peace without the other. Turkey is bound to wage war against England and Russia.

AIRSHIPS FITTING UP FOR SCOUTING DUTY

(By Associated Press.)
GENEVA, Jan. 12.—Both English and French monoplanes and biplanes have recently arrived at Belfort and are fitting up in the large park near the town, where several sheds have recently been constructed. It was from this point that the English aviators, who received their machines in pieces from Paris, attacked the Zeppelin works at Friedrichshafen. In the meantime the air scouts are working over Mulhouse and Colmar, making long journeys every day above the German towns and forces and reporting to headquarters. Yesterday a French aviator flew above the German fortress of Istein and was fired upon.

SEVERAL INDICTED FOR FRAUD PLEAD GUILTY

(By Associated Press.)
INDIANAPOLIS, Jan. 12.—Eight of the 1400 Terre Haute men indicted by the grand jury for election frauds pleaded guilty today. Demurrers were filed by Mayor Roberts, Judge Redman and Sheriff Shea. Sentence was not passed. Officials had difficulty in finding space in court for all of the accused.

SECOND HEIRESS TO THE CONLISK FORTUNES

J. W. Conlisk, up to last evening, was pleased to announce that he was general agent for the Bullfrog-Goldfield and Las Vegas railroads, but this morning he proudly announced that the other jobs were nothing to being a second time father. A daughter arrived in his household last evening and everybody is doing well, except the railroads, whose business is sadly neglected today.

SUGGEST BRICK WALLS TO RESIST HOWITZERS

(By Associated Press.)
GENEVA, Jan. 12.—The Swiss Association of Brick Manufacturers has seriously suggested that the Swiss government erect a wall of bricks along the River Rhine, extending from Basel to Chur, and which would be of sufficient thickness to resist the shells from the famous German howitzer.

CONDITIONS IN MEXICO SAID TO BE IMPROVING

(By Associated Press.)
WASHINGTON, Jan. 12.—Secretary Garrison has received a telegram from General Scott announcing an agreement between the commanders of the Carranza troops and Villa forces at Naco, Sonora, and Ceaz, on the fighting border, signed by President Gutierrez, which said that conditions in Mexico seemed to be improving.

SHIPMENTS OF MINING SUPPLIES AND MACHINERY

A ten-horse wagon load of mining timbers left this morning by one of the Wittenberg Warehouse and Transfer outfits for the Round Mountain Mining company. This morning a mixed carload of mining machinery for local companies arrived over the T. & O. and will be delivered to the various properties.

STATE'S RIGHTS "STOLEN" SAYS GOVERNOR BLEASE

(By Associated Press.)
COLUMBIA, S. C., Jan. 12.—In his farewell address to the legislature Governor Blease commented upon what he describes as "encroachment by the federal government upon state's rights." Many of these, he asserts, have been "stolen."